

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

CLUB LEVEL, INC.; and RYAN FILA,  
a single man,

Plaintiffs,

v.

CITY OF WENATCHEE, a municipal  
corporation; WENATCHEE POLICE  
DEPARTMENT, an agency of the City  
of Wenatchee; CHIEF TOM ROBBINS,  
in his individual capacity as  
Chief of the Wenatchee Police  
Department; CAPTAIN KEVIN DRESKER,  
in his individual capacity as a  
Captain of the Wenatchee Police  
Department; SERGEANT CHERI SMITH,  
in her individual capacity as a  
Sergeant of the Wenatchee Police  
Department; and SERGEANT MARK  
HUSON, in his individual capacity  
as a Sergeant of the Wenatchee  
Police Department,

Defendants.

No. CV-12-0088-EFS

**ORDER ENTERING JUDGMENT FOR  
ATTORNEY FEES**

Before the Court, without oral argument, is Defendants' Motion for Entry of Judgment, ECF No. 179. Defendants seek entry of a judgment in the amount of \$4,000 for attorney fees Plaintiffs were previously ordered to pay. See ECF No. 173. Plaintiffs argue that Defendants' motion is improper because the case file was marked as closed on August 1, 2013.

1 On July 25, 2013, the Court ordered Plaintiffs to remit \$4,000  
2 to Defendants as an award of fees and costs resulting from Plaintiffs'  
3 Third Motion to Compel, and ordered that payment be made no later than  
4 August 9, 2013. As of August 9, 2013, Plaintiff Fila only remitted a  
5 check in the amount of \$1,500 against an account which had  
6 insufficient funds for the check to clear. To date, the Plaintiffs  
7 have not complied with the Court's Order, ECF No. 173. Accordingly,  
8 having reviewed the pleadings and the file in this matter, the Court  
9 is fully informed and finds good cause to enter judgment against  
10 Plaintiffs in the amount of \$4,000. The administrative closure of  
11 this file does not diminish the Court's authority to enforce its prior  
12 order.

13 Accordingly, **IT IS HEREBY ORDERED:**

14 1. Defendants' Motion for Entry of Judgment, **ECF No. 179**, is  
15 **GRANTED.**

16 2. **Judgment** is to be entered in Defendants' favor as to  
17 **Plaintiffs Club Level, Inc. and Ryan Fila**, jointly and  
18 severally, in the total amount of **\$4,000.00.**

19 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this  
20 Order and provide copies to all counsel.

21 **DATED** this 20<sup>th</sup> day of September 2013.

22  
23 s/ Edward F. Shea  
EDWARD F. SHEA  
24 Senior United States District Judge  
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